

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gary M. Lewis

Application No.: 09/484,159

Group: 2655

Filed: January 18, 2000

Examiner: Opsasnick, Michael N.

Confirmation No.: 9346

For: VOICE QUALITY IMPROVEMENT FOR VOIP CONNECTIONS ON
LOW LOSS NETWORKS

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REQUEST FOR RECONSIDERATION AFTER FINAL REJECTION

UNDER 37 C.F.R. § 1.116

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Sir:

This Request for Reconsideration After Final Rejection is being filed in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on October 29, 2003 in the above-identified application. Reconsideration and further examination are requested.

A one-month extension of time for filing a Notice of Appeal from the Final Office Action is respectfully requested. A Petition for a one-month Extension of Time and the appropriate fee are being filed concurrently with this Request for Reconsideration After Final Rejection. A Notice of Appeal will be due on March 29, 2004.

REMARKS

Claims 1-20 are pending in the application. Claims 1-20 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Wildfeuer et al. (U.S. Patent No. 6,298,055) in view of Sato et al. (U.S. Patent No. 6,078,882). Of the Claims, Claims 1, 7, 14, 19 and 20 are independent claims. The Applicant respectfully traverses the rejections.

Common Ownership

The above-referenced application (Application No. 09/484,159) and Wildfeuer et al. (U.S. Patent No. 6,298,055) were at the time the invention of the above-referenced application (Application No. 09/484,159) was made, owned by Cisco Technology, Inc. Thus, Wildfeuer is disqualified as prior art under U.S.C. § 103 (c). (*See* MPEP § 706.02(l)(1) - § 706.02(l)(3).)

In view of the foregoing, removal of the rejections under 35 U.S.C. § 103(a) and acceptance of Claims 1-20 are respectfully requested.

CONCLUSION

In view of the above remarks, it is believed that all claims are in condition for allowance, and it is respectfully requested that the application be passed to issue. If the Examiner feels that a telephone conference would expedite prosecution of this case, the Examiner is invited to call the undersigned.

Respectfully submitted,

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